

## Message Text

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PAGE 01 STATE 213408  
ORIGIN EB-08

INFO OCT-01 ISO-00 DODE-00 NSAE-00 ICA-11 TRSE-00  
SOE-02 DOE-15 CIAE-00 COME-00 EUR-12 ACDA-12  
OES-09 /070 R

DRAFTED BY EB/ITP/EWT:RPRACHT:CLP  
APPROVED BY EB/ITP/EWT:RPRACHT  
DOD-LJAMES (SUBS)  
COMMERCE-CSEASWARD (SUBS)

-----081192 230847Z /21

R 222248Z AUG 78  
FM SECSTATE WASHDC  
TO AMEMBASSY PARIS

CONFIDENTIAL STATE 213408

EXCON, USOECD

E.O. 11652: XGDS-1

TAGS: ESTC, COCOM

SUBJECT: APPLICATION OF SAFEGUARD CONTROLS TO ENHANCEMENTS  
OF PREVIOUSLY SUPPLIED COMPUTERS

REF: (A) PARIS 21460; (B) COCOM DOC. (77)838.1

1. WE WOULD AGREE ON ADVISABILITY OF POSTPONING MORE SUBSTANTIVE DISCUSSIONS THIS SUBJECT UNTIL LIST REVIEW AT WHICH TIME SAFEGUARDS MAY BE MODIFIED AND PART OF THE PROBLEM OF THEIR APPLICATION TO ENHANCEMENTS WILL BE RESOLVED.

2. WE COULD AT THIS TIME, HOWEVER, AGREE TO MODIFICATION OF GERMAN PROPOSAL. WE COULD AGREE, FOR EXAMPLE, THAT WHERE ENHANCEMENT RESULTS IN COMPUTER SYSTEM THAT REQUIRES SAME SAFEGUARDS AS PREVIOUSLY REQUIRED BY ORIGINAL SYSTEM, CONFIDENTIAL

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PAGE 02 STATE 213408

NEW SAFEGUARDS NEED NOT BE APPLIED. THUS IF COMPUTER REQUIRED QUARTERLY VISITATION FOR THREE YEARS BY QUALIFYING UNDER SUB-PARAGRAPH (H)(2) OF NOTE 12, ENHANCED SYSTEM WOULD NOT REQUIRE ADDITIONAL VISITATION IF CHARACTERISTICS GIVEN SUB-PARAGRAPH (H)(2) NOT EXCEEDED, I.E. VISITATION REQUIREMENT WOULD BE REDUCED BY PERIOD OF VISITATIONS THAT HAD ALREADY TAKEN PLACE. IN SIMILAR WAY COMPUTER SYSTEM

THAT QUALIFIED UNDER SUB-PARAGRAPH (H)(3) AND REQUIRED SIX YEARS QUARTERLY VISITATION, ONLY THREE MORE YEARS OF VISITA-

TION WOULD BE REQUIRED IF FACILITY HAD BEEN VISITED QUARTERLY FOR THREE YEARS AND WAS THEN ENHANCED TO SYSTEM THAT STILL DID NOT EXCEED CHARACTERISTICS GIVEN IN SUB-PARAGRAPH (H)(3).

3. WE HAVE NOT AS YET FORMULATED OUR VIEWS ON WHAT SHOULD BE THE RESULT WHERE THE ENHANCEMENT PLACES THE SYSTEM UNDER A DIFFERENT SUB-PARAGRAPH OF NOTE 12, FOR EXAMPLE, WHERE THE SYSTEM ORIGINALLY QUALIFIED UNDER SUB-PARAGRAPH (H)(2) AND THE ENHANCED SYSTEM GOES UNDER SUB-PARAGRAPH (H)(3). WE BELIEVE IT IS POSSIBLE THAT THE NEW U.S. PROPOSAL ON ITEM 1565 WILL LARGELY ELIMINATE THIS PROBLEM AND THEREFORE PREFER TO DISCUSS IT DURING THE LIST REVIEW. CHRISTOPHER

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## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** COMPUTERS, STRATEGIC TRADE CONTROLS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 22 aug 1978  
**Decapton Date:** 01 jan 1960  
**Decapton Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Document Number:** 1978STATE213408  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** RPRACHT:CLP  
**Enclosure:** n/a  
**Executive Order:** X1  
**Errors:** N/A  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Status:** NATIVE  
**Subject:** APPLICATION OF SAFEGUARD CONTROLS TO ENHANCEMENTS OF PREVIOUSLY SUPPLIED COMPUTERS  
**TAGS:** ESTC, COMCOM  
**To:** PARIS  
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**Review Markings:**  
Sheryl P. Walter  
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20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014